THE HON'BLE MS JUSTICE G. ROHINI

WRIT PETITION NO.8394 of 2004

Dated 27-10-2005

Between:

M/s. Sree Krishna Balaji Wines, Rayachoti,

Kadapa District, rep. by its Licensee

. ….Petitioner

and

The State of A.P., rep. by its

Prl.Secretary, Revenue (Excise-III) Department,

Secretariat, Hyderabad.

….Respondents

THE HON'BLE MS JUSTICE G. ROHINI

WRIT PETITION NO.8394 of 2004

ORDER:

This writ petition is filed seeking to declare the proceedings dated 24-04-2004 issued by the fourth respondent as arbitrary and illegal and for a consequential direction to the respondents to continue the licence of the petitioners' shop for the excise year 2004-2005.

The dispute in the writ petition is only with regard to the quantum of the licence fee payable by the petitioner.

This Court while ordering Rule Nisi on 30-04-2004, granted interim suspension of the impugned proceedings subject to the condition of petitioner depositing a sum of Rs.1,20,000/- towards the disputed amount.

The learned counsel for the petitioner submits that in compliance with the interim order dated 30-04-2004, within the time granted the said sum of Rs.1,20,000/- was deposited and that subsequently the petitioner has also paid the balance amount in compliance with the impugned proceedings dated 24-04-2004, and therefore, nothing survives for adjudication on merits.

Accordingly, recording the submission of the learned counsel for the petitioner, the writ petition is disposed of. No costs.

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(G. ROHINI, J)

Date:27-10-2005

ghn/klp